

No. 9(1)-81-8-Lab./4572.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s. Haryana Roadways, Bhiwani :—

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK.

Ref. No. 248 of 78

between

SHRI MAHABIR SINGH, WORKMAN AND THE MANAGEMENT OF M/S HARYANA ROADWAYS BHIWANI.

Present.—

Shri Parmod Bhatnagar alongwith the workman.

Shri Vijay Veer Singh, for the management.

AWARD

This reference has been referred to this court by the Hon'ble Governor,—*vide* his order No. ID/HSR/29-78/40852, dated 8th September, 1978 under section 10 (i)(c) of the I.D. Act, for adjudication of dispute existing between Shri Mahabir Singh workman and the management of M/s. Haryana Roadways Bhiwani. The term of the reference was :—

Whether the termination of services of Shri Mahabir Singh was justified and in order? If not, to what relief is he entitled?

On the receipt of the order of reference notices as usual were sent to the parties who appeared in response to the same on 18th October, 1978 filed their respective pleadings and issues were framed on the basis of the same on 9th April, 1979. The management closed their evidence on issue No. 1 which was treated as preliminary on 11th February, 1980 and the workman closed his evidence on 11th August, 1980. Arguments were also heard on 14th November, 1980. Again on the request of the workman the case was adjourned to 30th March, 1981 for settlement. On this date of hearing the parties reached an amicable settlement. The statements of the parties were recorded as under :—

Statement of Shri Vijay Veer Singh, representative of the management :—

"The management is ready to reinstate the workman with continuity of service but he will not be paid the wages for the period he remained out of service."

Statement of Shri Mahabir, workman concerned :—

"I accept the offer of the management and leave my claim for back wages. Award may be given accordingly."

In view of their statements no further adjudication is required as the parties have settled the dispute referred to this court amicably. The reference is answered and returned in the above terms.

BANWARI LAL DALAL,

Presiding Officer,

Labour Court, Haryana, Rohtak.

Dated, the 11th April, 1981.

Endst. No. 1034, dated 15th April, 1981.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the I.D. Act.

BANWARI LAL DALAL,

Presiding Officer,

Labour Court, Haryana, Rohtak.

No. 9(1)-81-8-Lab/3914/2.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Banarsi Dass—Vijay Kumar, Saw Mills, Sarai Khawaja, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 492 of 1980

between

SHRI CHUNI LAL, WORKMAN AND THE MANAGEMENT OF M/S BANARSI DASS—VIJAY KUMAR, SAW MILLS, SARAI KHAWAJA, FARIDABAD.

Present.—

Shri Chuni Lal, workman in person with Sh. K. L. Sharma.

Shri D. C. Bhardwaj, for the management.

AWARD

This reference No. 292 of 1980 has been referred to this court by the Hon'ble Governor of Haryana,— vide his order No. ID/FD/53522, dated the 14th October, 1980, under section 10(1)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Chuni Lal, workman and the management of M/s Banarsi Dass-Vijay Kumar, Saw Mills, Sarai Khawaja, Faridabad. The term of the reference was :—

Whether the termination of services of Shri Chuni Lal was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were sent to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties the issues were framed on 15th January, 1981. On 24th February, 1981 the last date of hearing, the workman Shri Chuni Lal made a statement on oath in this court that he had mutually settled his dispute with the respondent management and also received a sum of Rs. 1000/- (Rs. one thousand only) in full and final settlement of his all claims including the right of re-instatement or re-employment. He further stated that now there is no dispute left with the respondent Company. This statement was duly agreed to by the representative of the management.

In view of the above statements given by both the parties, I give my award that there is now no dispute between the parties as the parties had settled the dispute. No order as to costs. So this award is answer of this reference.

ISHWAR PRASAD CHAUDHRY,

Dated the 25th February, 1981.

Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endorsement No. 468, dated the 25th February, 1981

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the abovesaid award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,
Labour Court, Haryana,
Faridabad.

No. 9(1)-81-8Lab/3914/3.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s. Kapoor Sons, Plot No. 1/41 D L F, Mathura Road, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 533 of 1980

between

SHRI KARAN SINGH, WORKMAN AND THE MANAGEMENT OF M/S KAPOOR SONS,
PLOT NO. 1/41, D L F, MATHURA ROAD, FARIDABAD.

Present :—

Workman in person.

Shri Som Nath Malhotra, Manager of the respondent-management.

AWARD

This reference No. 533 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,— vide his order No. ID/FD/239-80/57438, dated 21st November, 1980, under section 10 (1) (c) of the Industrial

Disputes Act, 1947 for adjudication of the dispute existing between Shri Karan Singh, workman and the management, of M/s. Kapoor Sons, Plot No. 1/41, D L F, Mathura Road, Faridabad. The term of the reference was:—

Whether the termination of services of Shri Karan Singh was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were sent to the parties and both the parties appeared. On 11th February, 1981, the last date of hearing the workman Shri Karan Singh made a statement on oath in this Court that he had been taken back on duty from 11th September, 1980 by the respondent-management. He further stated that he is already working with the respondent-management. He also stated that he had withdrawn this reference now and there is now no dispute between the parties. This statement was duly agreed to by the representative of the management.

In view of the above statements given by the parties, I give my award that there is no dispute between the parties at present because the workman had already been working with the respondent company with effect from 11th September, 1981. No order as to costs. So this award is answer of this reference.

ISHWAR PRASAD CHAUDHRY,

Dated the 25th February, 1981.

Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endst. No. 467, dated the 25th February, 1981.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes, Act, 1947 with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,
Labour Court, Haryana,
Faridabad.

No. 9(1)-81-8Lab/3914/5. —In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s The Bengal National Textile Mills Ltd., 14/5, Mathura Road, Faridabad :—

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER,
LABOUR COURT, HARYANA, FARIDABAD

Reference No. 324 of 1980

between

SHRI CHHATRI NARIAN, WORKMAN AND THE MANAGEMENT OF M/S THE BENGAL
NATIONAL TEXTILE MILLS LTD., 14/5, MATHURA ROAD, FARIDABAD

Present:

Workman in person along with Shri Yoginder Singh.

Shri S.D. Mishra and Shri B. R. Akhori, for the respondent-management.

AWARD

This reference No. 324 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—vide, his order No. ID/FD/79-80/39608, dated 31st July, 1980 for adjudication of the dispute between the workman Shri Chhatri Narian and the management of M/s. The Bengal National Textile Mills Ltd., 14/5, Mathura Road, Faridabad under section 10(i)(c) of the Industrial Disputes Act, 1947. The term of the reference was :—

Whether the termination of services of Shri Chhatri Narian was justified and in order ? If not, to what relief is he entitled ?

After receiving this reference notices were sent to both the parties, who appeared, but on 11th February, 1981, both the parties stated that a settlement had been arrived between the parties and they wanted to make their statements which were recorded. Shri S. D. Mishra, authorised representative of the management stated that the management would take back this workman Shri Chhattri Narain on duty from 15th February, 1981, a fresh and he would not be paid any wages or claim for the period he remained absent from duty.

This statement of management was also agreed to by the workman Shri Chhattri Narain. He further stated that no claim or dispute was pending against the management, as the management agreed to taken him on duty from 15th February, 1981.

In view of the statement made by the parties, I hold that the demand raised by the workman against the respondent management leading to this reference, has been duly satisfied. There is now no dispute pending against the management. No order as to costs.

This be read in answer to this reference.

Dated the 23rd February, 1981.

ISHWAR PRASAD CHAUDHRY,
Presiding Officer,
Labour Court, Haryana, Faridabad.

Endorsement No. 464, dated the 25th February, 1981

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

ISHWAR PRASAD CHAUDHRY,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

No. 9(1)-81-Lab/3914/6.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Cut Alloy Tools (India), Sector 24, Faridabad :—

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 540 of 1980

between

SHRI VIRENDER PATHAK WORKMAN AND THE MANAGEMENT OF M/S CUT ALLOY TOOLS (INDIA), SECTOR 24, FARIDABAD

Present:—

Workman with Shri H. P. Singh, for the workman.

Shri Ram Sarup, for the respondent-management.

AWARD

This reference No. 540 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,— vide his order No. ID/FD/132/80/3602, dated 1st December, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Virender Pathak workman and the management of M/s Cut Alloy Tools (India), Sector 24, Faridabad. The term of the reference was:—

Whether the termination of services of Shri Virender Pathak was justified and in order? If not, to what relief is he entitled?

After receiving this reference, notices were sent to both the parties for 30th December, 1980, on which date both the parties appeared and the representative of the workman stated that demand notice of the workman be treated as claim statement. Then the case was fixed for filing the written statement for 7th January, 1981. On that day Shri Ram Sarup authorised representative of the management made a statement in this court that the management had agreed to take back the workman on duty, but he would not be paid the wages for his intervening period. He further stated that the service of the workman would be treated as continued. The workman would resume his duty up to 15th January, 1981, otherwise he would lose his right of reinstatement with the respondent management.

This statement of the management was also agreed to by the representative of the workman Shri H. P. Singh.

In view of the statement made by the parties, I hold that there is now no dispute between the parties to be adjudicated upon. No order as to costs.

This be read in answer to this reference.

Dated the 23rd February, 1981.

ISHWAR PRASAD CHAUDHRY,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endorsement, No. 453, dated the 25th February, 1981

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act.

ISHWAR PRASAD CHAUDHRY,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

The 11th May, 1981

No. 9(1)-81-8Lab/5423.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workmen and the management of M/s Kamal Engineering Works, Industrial Area, Yamunanagar.

BEFORE SHRI M. C. BHARDWAJ, PRESIDING OFFICER,
INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 17 of 1981

between

SHRI RAM SHANKAR WORKMAN AND THE MANAGEMENT OF M/S KAMAL
ENGINEERING WORKS, INDUSTRIAL AREA, YAMUNANAGAR.

Present:—

None, for the workman.

Shri A. N. Lamba, for the management.

AWARD

By order No. IB/YMN/99-80/4867, dated 29th January, 1981, the Governor of Haryana referred the following dispute between the management of M/s. Kamal Engineering Works, Industrial Area, Yamunanagar and its workman Shri Ram Shankar to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Ram Shankar was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The management appeared but the workman did not appear. The management filed a settlement Exhibit M-1 and stated that the dispute has been settled between the parties. According to the settlement the management have paid a sum of Rs. 550/- to the workman in full and final settlement of the dispute.

In these circumstances, I give my award that the workman has settled the dispute with the management and has received a sum of Rs. 550/- in full and final settlement.

Dated, the 25th February, 1981.

M. C. BHARDWAJ,
Presiding Officer, Industrial,
Tribunal, Haryana, Faridabad.

No. 206, dated the 27th February, 1981.

Forwarded (four copies) to the Secretary to the Government, Haryana, Labour and Employment Departments, Haryana, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

H. L. GUGNANI Comm. and Secy.